## EXHIBIT 40 FILED UNDER SEAL

Page 1 UNITED STATES DISTRICT COURT DISTRICT OF NEVADA ORACLE USA, INC., a Colorado corporation; ORACLE AMERICA, INC., a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, ) No. 2:10-CV-0106 vs. LRH-PAL ) RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, Defendants.

## VIDEOTAPED

DEPOSITION OF BRIAN SLEPKO
San Francisco, California
Tuesday, August 24, 2010

Reported by: LANA L. LOPER, RMR, CRR, CCP, CME, CLR, CCR, CSR No. 9667

File No.: 9934

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1	San Francisco, California; Tuesday, August 24, 2010	1	I'm going to ask you questions. It's
2	10:28 a.m 1:32 p.m.	2	important you answer them verbally, rather than a
3	E 8-80	3	shake of the head or vague words like "uh-huh" or
4	THE VIDEOGRAPHER: Good morning. My name	4	"huh-uh," which look very similar on the page. Is
5	is Adam Del Rio, your videographer, and I represent	5	that fair?
6	Affinity Court Reporters in Burbank, California here	6	A Yes.
7	on behalf of SiteLogic. The date is August 24,	7	Q If at any point you don't understand my
8	2010. The time is approximately 10:28 a.m. This	8	question, please let me know and I'll do my best to
9	deposition is being held at Three Embarcadero Center	9	rephrase it. Is that okay?
10	on the 28th Floor in the City of San Francisco,	10	A Yes.
11	California. This case is numbered	11	Q If you need to take a break, just let me
12	2:10-CV-0106-LRH-PAL, entitled Oracle, U.S.A.,	12	know and we'll try to take one after you have
13	Incorporated, et al. vs Rimini Street, Incorporated,	13	answered the current pending question.
14	et al.	14	Do you work at Rimini Street?
15	This deposition is being taken on behalf	15	A Yes, I do.
16	of plaintiff. The deponent today is Mr. Brian	16	Q What's your title?
17	Slepko. This is Volume I, Tape I. The court	17	A My title is senior vice president global
18	reporter today is Lana Loper with Affinity Court	18	operations.
19	Reporting (sic). Counsel and all parties present	19	Q How long have you been there?
20	will now introduce themselves for the, record	20	A Almost three years now.
21	starting with the questioning attorney, please.	21	Q Has your title been the same the whole
22	MR. RINGGENBERG: Kieran Ringgenberg,	22	time?
23	Boies, Schiller & Flexner for the plaintiffs.	23	A It has.
24	MR. RECKERS: Rob Reckers, Shook Hardy &	24	Q What did you do previous?
25	Bacon for Defendant Rimini Street. With me is	25	A I was with a company called Agile
25			Page 9
	Page 7		
1	Christopher Pickett, house counsel for Rimini	1	software.
2	Street.	2	Q What did you do there?
3	THE VIDEOGRAPHER: Thank you. Would the	3	A I was the vice president of maintenance
4	court reporter please swear in our witness and we	4	revenue.
5	may proceed.	5	Q And can you describe, in general terms,
6	BRIAN SLEPKO,	6	- l - t
7	having been first administered an	II	what your current responsibilities are?
	naving been mist administered an	7	A My current responsibilities with Rimini
8	oath in accordance with CCP Section	8	A My current responsibilities with Rimini Street are to provide the service for our clients,
8		11	A My current responsibilities with Rimini Street are to provide the service for our clients, including, support, development and tax and
	oath in accordance with CCP Section	8	A My current responsibilities with Rimini Street are to provide the service for our clients, including, support, development and tax and regulatory scoping.
9	oath in accordance with CCP Section 2094, was examined and testified as	8 9	A My current responsibilities with Rimini Street are to provide the service for our clients, including, support, development and tax and
9	oath in accordance with CCP Section 2094, was examined and testified as follows:  EXAMINATION	8 9 10	A My current responsibilities with Rimini Street are to provide the service for our clients, including, support, development and tax and regulatory scoping.  Q And how many people report to you directly?
9 10 11	oath in accordance with CCP Section 2094, was examined and testified as follows: EXAMINATION BY MR. RINGGENBERG:	8 9 10 11	A My current responsibilities with Rimini Street are to provide the service for our clients, including, support, development and tax and regulatory scoping.  Q And how many people report to you directly?  A I believe that there's eight.
9 10 11 12 13	oath in accordance with CCP Section 2094, was examined and testified as follows:  EXAMINATION BY MR. RINGGENBERG:  Q Good morning, sir. Could you please state	8 9 10 11 12	A My current responsibilities with Rimini Street are to provide the service for our clients, including, support, development and tax and regulatory scoping.  Q And how many people report to you directly?
9 10 11 12	oath in accordance with CCP Section 2094, was examined and testified as follows:  EXAMINATION BY MR. RINGGENBERG:  Q Good morning, sir. Could you please state your name for the record?	8 9 10 11 12 13	A My current responsibilities with Rimini Street are to provide the service for our clients, including, support, development and tax and regulatory scoping.  Q And how many people report to you directly?  A I believe that there's eight.
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             IN WITNESS WHEREOF, I have subscribed my name
       this 9th day of September, 2010.
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       LANA L. LOPER, RMR, CRR, CCP, CME, CLR CCR CSR 9667
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